CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1:8

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MMISSIONER FOR PATENTS, P.O. Box 1450,

exandria, VA 22313-1450 on September 23, 2003.

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OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventor: Chicheng Wang

Serial No. 09/583,263

Filed: May 31, 2000

For: MECHANICAL ATTACHMENT METHOD OF COVERED MATERIALS

ON STENT

Examiner: Julian W. Woo

Group Art Unit: 3731

Client ID/Matter No. ACS-59046 (1873P)

Los Angeles, California

PETITION UNDER 37 CFR § 1.183 FOR SUSPENSION OF RULES TO ALLOW PETITION TO CORRECT INVENTORSHIP IN A PATENT APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This petition is being filed concurrently with a Petition to correct Inventorship in a Patent Application pursuant to 37 CFR 1.48(a), for which an appropriate fee is enclosed herewith. Justice requires that 37 C.F.R. § 1.48(a)(3) be waived to permit the

inventorship of the abovementioned patent application to be corrected by adding

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Jacqueline Ghio as a joint inventor without an oath or declaration being reexecuted by Chicheng Wang naming both Jacqueline Ghio and Chicheng Wang as joint inventors.

The Petition pursuant to 37 CFR § 1.48(a) is accompanied by the Statement the inventor to be added, Jacqueline Ghio, pursuant to 37 CFR 1.48(a)(2), a Declaration naming Chicheng Wang and Jacqueline Ghio as joint inventors and executed by Jacqueline Ghio pursuant to 37 CFR 1.48(a)(2) and the Assent of the Assignee, Advanced Cardiovascular Systems, Inc., pursuant to 37 CFR 1.48(a)(3). However, after a diligent effort, joint inventor Chicheng Wang has not been located and is therefore unavailable to reexecute an oath or declaration naming Chicheng Wang and Jacqueline Ghio as joint inventors, as required pursuant to 37 CFR § 1.48(a)(3).

This Petition is accompanied by copies of the letters dated July 10, 2003 which were sent to the last known addresses of Chicheng Wang and the Declarations of Richard Salfelder and Rita Soto, which set forth the last known address of Mr. Wang and the pertinent facts establishing that Mr. Wang cannot be found or reached after diligent effort. Also enclosed is a check in the amount of \$130 for the petition fee set forth in 37 C.F.R. §1.17 (h). The Commissioner is hereby authorized to charge any additional fees or credit any overpayments to our Deposit Account No. 06-2425 in connection with this petition.

In view of the foregoing it is respectfully requested that it is proper to grant Applicant's Petition pursuant to 37 CFR § 1.183 for Suspension of Rules and Applicant's Petition to correct Inventorship in a Patent Application pursuant to 37 CFR 1.48(a).

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:

Richard C. Salfelder Registration No. 51,127

Enclosures.: Copies of four letters to Chicheng Wang dated July 10, 2003

Declaration of Rita M. Soto

Declaration of Richard C. Salfelder Check covering the \$130.00 petition fee

Return postcard

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045

Telephone: (310) 824-5555 Facsimile: (310) 824-9696

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OFFICE OF PETITIONS

INTELLECTUAL PROPERTY

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Thomas H. Majcher

Thomas A. Runk Michael S. Elkind

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Robert W. Fulwider (1903-1979)

Warren L. Patton (1912-1985)

John M. Lee (1921-1978)

Direct dial: (310) 242-2725 E-mail: rsalfelder@fulpat.com

July 10, 2003

Mr. Chicheng Wang

655 South Fairoaks Avenue, Apt. H101

Sunnyvale, California 94086

VIA U.S. MAIL RETURN RECEIPT REQUESTED

Re:

Application for U.S. Letters Patent

Serial No. 09/583,263

Title: MECHANICAL ATTACHMENT METHOD OF COVERED

MATERIALS ON STENTS

Filed: May 31, 2000

Our Docket No. ACS 59046

Dear Mr. Wang:

I need to speak with you regarding the above-mentioned patent application. Please contact me at your earliest convenience at the above direct dial phone number, e-mail or address.

Sincerely,

Richard C. Salfelder

For FULWIDER PATTON LEE & UTECHT, LLP

RCS:rms

18776.1

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RCS:rms 18778.1